

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

**TRAVON R. RHODES**

**PLAINTIFF**

**V.**

**CAUSE NO. 3:14-CV-764-CWR-FKB**

**CAPTAIN DON SMITH**

**DEFENDANT**

**ORDER ADOPTING REPORT AND RECOMMENDATION**

This matter is before the Court pursuant to the Report and Recommendation of United States Magistrate Judge F. Keith Ball, which was signed and entered on June 2, 2015. Docket No. 17. The Report and Recommendation clearly notified the parties that failure to file written objections to the findings and recommendations contained therein within 14 days after service would bar further appeal in accordance with 28 U.S.C. § 636. *Id.*

This Court, finding that there has been no submission of written objections by any party, hereby adopts said Report and Recommendation as the Order of this Court. Accordingly, the defendant's motion to dismiss is granted and this case is dismissed without prejudice for failure to exhaust state court remedies.

**SO ORDERED**, this the 23rd day of June, 2015.

s/ Carlton W. Reeves  
UNITED STATES DISTRICT JUDGE